



**AGENDA**  
**HAYWARD PLANNING COMMISSION**  
**777 B STREET**  
**Hayward, CA 94541-5007**  
**Thursday, September 12, 2002**

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**MEMBERS OF THE AUDIENCE WISHING TO ADDRESS THE PLANNING COMMISSION:**

Obtain a speaker's identification card, fill in the requested information, and give the card to the Commission Secretary. The Secretary will give the card to the Commission Chair who will call on you when the item in which you are interested is being considered. When your name is called, walk to the rostrum, state your name and address for the record and proceed with your comments. Copies of reports are available from the Commission Secretary.

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**AGENDA**

6:30 Closed Session – Room 1E - CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Significant Exposure to Litigation Pursuant to Subdivision (b) of Section 54956.9: Correspondence Received from Applicant, Heart of the Bay Christian Center's Legal Counsel

7:30 P.M. COUNCIL CHAMBERS REGULAR MEETING

ROLL CALL

SALUTE TO FLAG

**PUBLIC COMMENT – NON AGENDA ITEMS** *(The PUBLIC COMMENTS section provides an opportunity for citizens to address the Planning Commission on items not listed on the agenda. The Commission welcomes your comments under this section, but is prohibited by State law from discussing items not listed on the agenda. Your item will be taken under consideration and referred to staff.)*

**PUBLIC HEARING**

*The following order of business applies to items considered as part of Public Hearings:*

- *Staff Presentation*
- *Planning Commission Questions*
- *Public Input*
- *Planning Commission Discussion and Action*

1. **Variance Application No. PL-2002-0400 Ernest Armijo (Applicant/Owner):** Request to Retain an Attached Shed that is Situated 4'4" from the Rear Property Line Where a Minimum of 10' is Required; To Allow 33% of the Rear Yard to be Covered Where a Maximum of 20% May be Covered; For and Exception to the City's Design Guidelines which Require that Accessory Structures Match the Primary Structure – The Property is Located at 26476 Cascade Street in the RS (Single-Family Residential) District
2. **Referral by the Planning Director – Administrative Use Permit Application No. PL-2002-0262 – Mark Thomas (Applicant)/ Las Vegas Trail Theatre Company (Owner) –** Request to Convert an Existing Theater to a Religious Facility with Administrative Offices – The Property is Located at 24800 Hesperian Boulevard in the Neighborhood Commercial (CN) District



Assistance will be provided to persons requiring accommodations for disabilities in compliance with the Americans with Disabilities Act of 1990. Persons needing accommodation should contact Debbie Nelson 48 hours in advance of the meeting at (510) 583-4205, or by using the TDD line for those with speech and hearing disabilities at (510) 247-3340.

## ADDITIONAL MATTERS

3. Oral Report on Planning and Zoning Matters
4. Commissioners' Announcements, Referrals

## APPROVAL OF MINUTES

- July 11, 2002
- July 18, 2002
- July 25, 2002

## ADJOURNMENT

**PLEASE TAKE NOTICE** that if you file a lawsuit challenging any final decision on any public hearing item listed in this agenda, the issues in the lawsuit may be limited to the issues which were raised at the City's public hearing or presented in writing to the City Clerk at or before the public hearing. **PLEASE TAKE FURTHER NOTICE** that the City Council has adopted Resolution No. 87-181 C.S., which imposes the 90 day deadline set forth in Code of Civil Procedure section 1094.6 for filing of any lawsuit challenging final action on an agenda item which is subject to Code of Civil Procedure section 1094.5.